```
DATE: Tuesday, April 4,
      CC: File Copy
      cc: witnesses
      cc: Being Mailed-out:
                                            2023
          4/4/2023 @ 0700 A.m. CST
               Inited States Courts
Southern District of Texas
FILED
GILBERTO Tello
                 Southern District OF Texas
Houston Division
JOHN B. CONNally
                                                    Nathan Ochsner, Clerk of Court
  632, Kenedy,
                                  Civil Rights Act
                                  Complaint Under 42 U.S.C.
    GILBERTO Tello,
      Prose Plaintiff
Litigant - DeFendant
                                    61983
                                  Illegally Incarcerated And
Illegally Convicted And
      The Dept. OF Criminal
         Justice - John B.
        Connally Unit And
                                    Senfence
       The 49th District
                                   Demand FOR Jury TRIAL
           Court, ETALO,
                                GRE: CASE NO. 04-18-00220-CR
             Respondent
                                     Cause NO. 2012 - CRN-000013-D
```

Initial Official Complaint Under the Civil Rights Act 42 U.S.C

TO THE HONOrable Judge of Said Court: Here comes GILBERTO Tello, Applicant in the above STyled Number Cause. Files his Initial Above Titled Motion. Prose Litigant Will Present A memorandum of LAWS where herein will show this Honorable Civil Court that his
Great Unique Arguements Support Great Immediate Relief.
And that they directly, cite A code 42 USC Title 1983 where
And that they directly, cite A code 42 USC Title 1983 where
he will List out Numerous Grounds of Civil Rights Violation
he will List out Numerous Grounds of Civil Rights Violation
where the Bill of Rights, Due process Rights and its 14th Amend—
he will List out Numerous Grounds of Civil Rights Violation
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Mants to Roconnect this Lour to Completely,
where At Times
To Also, Stolen Personal Purchase ITems where Noones
INANTS to Roconnect to Link to Tarability
INANTS to Roconnect to Lawrence Towns
INANTS to Roconnect to Lawrence
INANTS to Roconnect Where herein will show this Honorable Civil Court that his WANTS to Responsible-liable to Include th

Date: Tuesday, April 4, 2023

Take Away of Legal Mail AltogEther. This prose Litigant requests that NO-Retaliation Continues or Hidden personal Vandetta Comes up Him or His Family For Exercising His Vandetta Comes up Him or His Family For Exercising His Civil Rights that are given by this Country that still Civil Rights that are given by this Country that still Known as The United STATES OF America. Note: Upon Known as The United STATES OF America. Note: Upon Known as The United States of America of More Formal Receive of Authorized Case Number. A more Formal Receive of Authorized Case Number. A more Formal Official Summary Depicted A Bonafide Complaint with Needed Motions of Requests ETC... Will promptly Follow.

Respect Fully Submitted,

Lilberto Tello 4/4/2023

GILBERTO Tello

Prose DeFendant

CC: File Copy

DATE: Tuesday, April 4, 2023

Certificate OF Service

This is to Certify that on April 4,2023, A True and Correct Copy of the above and Foregoing document was served on the United States District Court, Southern District of Texas, P.O. Box 61010, Houston, Texas 77208-1010

Respectfully Submitted, Dilberto Tello 4/4/2023 Prose DeFendant (C: File Copy (ies)

(C: WITNESSES

cc: mailed-out; 4/7/2023

COTO A. M. CST

DATE: Friday, April 7,

LIBERTO THIO

2023

Cause NO. 2012-CRN-000013-D1

3 IN THE DISTrict Court STATE OF TEXAS 49th Judicial District VS.

Webb COUNTY, TEXAS GILBERTO TE 110,

TOCT NO. 2182783 RE: CASE NO. 04-18-00220-CR JOHN B. CONNOTTY UNIT RE: Cause NO. 2012-CRN-0000

Prose DeFendant

SRE: Legal Document Amended Judge

2nd-MOTHON FOR NUNC Pro TUNC

TO THE Honorable Judge of Said Court NOW Comes, GILBERTO Tello, - DEFENDANT IN the above entitled and Numbered Cause. Prose DeFendant Litigant respectfully, moves this Court to promptly give Ove Accredited Herein NOW, Stated by NAMES (ing) Soid Undeserved ATTENding Facilities, And the Stating of Dates to Later Futurely, Litigating Actual True Happening Events to True BONAFIDE LAWS that OF the Above Date of this Here THIED Motion have yet to be presented to Respectful Courts that Are CONCERN WITH AND STOP the Mis-Carriage OF (IN) Justi Ce. Reference To: Leller Dated: January 31, 2023 WHich WAS Re-Ceived on Wednesday, February 8, 2023 Via Legal Maile Connelly

(eived on Wednesday, February 8, 2023 Via Legal Maile Connelly

Unit, MailRoom Legal Court Document Titled: This Sentence Shall

OF CONVICTION BY JURY That Reads That Evans III. I. J. Shall

RIAL CONCURRENT WOTING TWO DOLLARS TO THE EVANS III. J. Shall This Sentence Shall RUN CONCURRENTLY, NOTING IMPORTANT Dates From 4/10/2013 8/8/2013 = 1200AYS Spond at Rusk STATE Hospital Under CASE NO. 3 21459 WHERE UPON return a second Booking NO. WAS generated 2013-6883; AS First Booking arrest NO. WAS NO. 2011-8834 TRNNO. 9127557596 With Indirtment date: 2/19/2012 with DA. File# DV-12-00089. NO DWI. Selectatello 417/2023

(C: File Copy (C: Witnesses) (C: Moiled-out: 4/7/2023 (C: Moiled-out: 4/7/2023 (C: Moiled-out: 4/7/2023 Date: Friday, April 7,3023

CERTIFICATE OF Gervice

This is to Certify that on April 7, 2023, A TRUE

AND COURT COFF of the Above and Foregoing (2nd Motion

AND Cornert Coff of the Above and Foregoing (2nd Motion

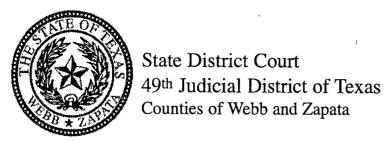
FOR NUME PRO TUNE) DOCUMENT WAS SERVED ON the District

FOR NUME PRO TUNE DOCUMENT WAS SERVED ON THOUSE,

ATToinup, ATToinup Office, Webb County Court House,

Lauda Texas Via USPS Regular Medi Telivery.

Dilherto Tello H1/2023
CILBERTO Tello
Pro Ge Livigrant
Defendant



JOSE A. LOPEZ
State District Judge

January 31, 2023

Gilberto Tello DOB: 11/22/1968 TDCJ # 02182783 899 FM 632; Kenedy, TX 78119

RE: Cause No. 2012CRN000013D1; at the 49th District Court in Webb County, Texas

Mr. Tello,

We received your letter at the 49th District Court of Webb County, Texas dated January 20th, 2023. You were sentenced to serve 70 years at TDCJ on March 5th, 2018. Please see attached copy of the Amended Judgment with the correct date of October 23. 2011, as your arrest date. Also with credit of 2207 days as of the day your credits were requested and all time after that has been counting.

Our district clerk will be sending the Amended Judgment to TDCJ, as soon as they can.

Respectfully,

Alma Martinez

Criminal Coordinator 49th District Court

Case 5:23-cv-00467-XR Document 1 Filed 04/07/23 Page 7 of 10



CASE NO. 2012CRN000013D1 COUNT I

INCIDENT NO./TRN: 9127557596

		§				
v.		§ § &	Court	3		
GILBERTO TELLO		\$ \$ \$				
STATE ID No.: TX07303617 §						
AMENDED JUDGMENT OF CONVICTION BY JURY						
Judge Presiding:	HON. JOSE A. LOPEZ		te Judgment tered:	3/5/2018		
Attorney for State:	PEDRO GUAJARDO-RE BENAVIDES-AARON BONDOC-ALBRECHT REIPEN AND ELIZABI CASTILLO	Att	orney for fendant:	EDUARDO PENA- FRED TREVINO AND OSCAR PENA, SR.		
Offense for which Defendant Convicted:						
MURDER F/1			-	···		
Charging Instrument INDICTMENT	<u></u>		tute for Offense: .02(b)(1)			
Date of Offense:		13	.02(0)(1)			
10/23/2011	· · · · · · · · · · · · · · · · · · ·		<u> </u>	<u></u>		
Degree of Offense: 1ST DEGREE F	ELONY		a to Offense: OT GUILTY			
Verdict of Jury:	DIONI		dings on Deadly	Weapon:		
GUILTY		N/.		теароп.		
Plea to 1st Enhancem		Plea to 2nd	d Enhancement/F			
Paragraph:	N/A	Paragrapl		N/	<u>A</u>	
Findings on 1st Enhand Paragraph:	${f N/A}$	Findings of	on 2 nd nent/Habitual Pa	ragraph: N/	· A	
Punished Assessed by		tence Imposed:	ienviiabituai Fa			
JURY	$\frac{3}{5}$		sed: Date Sentence to Commence: 3/5/2018			
Druighment and Diese						
of Confinement: 70 YEARS INSTITUTIONAL DIVISION, TDCJ						
THIS SENTENCE SHALL RUN CONCURRENTLY.						
SENTENCE OF CONFINEMENT SUSPENDED, DEFENDANT PLACED ON COMMUNITY SUPERVISION FOR N/A.						
Fine:		Restitution:	Restitution Pa			
\$ 8,000.00		N/A	☐ VICTIM (s		ENCY/AGENT (see below)	
Attachment A, Order to Withdraw Funds, is incorporated into this judgment and made a part hereof.						
Sex Offender Registration Requirements do not apply to the Defendant. Tex. Code Crim. Proc. chapter 62.						
The age of the victim at the time of the offense was N/A. If Defendant is to serve sentence in TDCJ, enter incarceration periods in chronological order.						
		enter incarceration 8/8/2013 to 3/		ological order. rom to		
Time From	to From to		rom to	ioni to		
Credited:				costs antar days cro	ditad halaw	
If Defendant is to serve sentence in county jail or is given credit toward fine and costs, enter days credited below. 2207 DAYS NOTES: TOWARD INCARCERATION						
All pertinent information, names and assessments indicated above are incorporated into the language of the judgment below by reference.						
This cause w	as called for trial in Webb Count	ty, Texas. The S	State appeared by	her District Attorn	ney.	
Counsel/W	aiver of Counsel (select one)					
Defendant appeared in person with Counsel. Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.						

Case 5:23-cv-00467-XR Document 1 Filed 04/07/23 Page 8 of 10

It appeared to the Court that Defendant was mentally competent and had pleaded as shown above to the charging instrument. Both parties announced ready for trial. A jury was selected, impaneled, and sworn. The INDICTMENT was read to the jury, and Defendant entered a plea to the charged offense. The Court received the plea and entered it of record.

The jury heard the evidence submitted and argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its

verdict in the presence of Defendant and defense counsel, if any.
The Court received the verdict and ORDERED it entered upon the minutes of the Court.
Punishment Assessed by Jury / Court / No election (select one)
Jury. Defendant entered a plea and filed a written election to have the jury assess punishment. The jury heard evidence relative to the question of punishment. The Court charged the jury and it retired to consider the question of punishment. After due deliberation, the jury was brought into Court, and, in open court, it returned its verdict as indicated above.
Court. Defendant elected to have the Court assess punishment. After hearing evidence relative to the question of punishment, the
Court assessed Defendant's punishment as indicated above.
No Election. Defendant did not file a written election as to whether the judge or jury should assess punishment. After hearing
evidence relative to the question of punishment, the Court assessed Defendant's punishment as indicated above.
The Court FINDS Defendant committed the above offense and ORDERS, ADJUDGES AND DECREES that Defendant is GUILTY of the above offense. The Court FINDS the Presentence Investigation, if so ordered, was done according to the applicable
provisions of Tex. Code Crim. Proc. art. 42.12 § 9. The Court Orders Defendant punished as indicated above. The Court Orders Defendant to pay all fines, court costs, and
restitution as indicated above.
Punishment Options (select one)
Confinement in State Jail or Institutional Division. The Court ORDERS the authorized agent of the State of Texas or the
Sheriff of this County to take, safely convey, and deliver Defendant to the Director, Institutional Division, TDCJ. The Court
ORDERS Defendant to be confined for the period and in the manner indicated above. The Court ORDERS Defendant remanded to the
custody of the Sheriff of this county until the Sheriff can obey the directions of this sentence. The Court Orders that upon release
from confinement, Defendant proceed immediately to the . Once there, the Court Orders Defendant to pay, or make
arrangements to pay, any remaining unpaid fines, court costs, and restitution as ordered by the Court above.
County Jail—Confinement / Confinement in Lieu of Payment. The Court ORDERS Defendant immediately committed to
the custody of the Sheriff of County, Texas on the date the sentence is to commence. Defendant shall be confined in the
County Jail for the period indicated above. The Court ORDERS that upon release from confinement, Defendant shall proceed
immediately to the . Once there, the Court ORDERS Defendant to pay, or make arrangements to pay, any remaining unpaid
fines, court costs, and restitution as ordered by the Court above. [Insert Content Co
immediately to the Office of the County. Once there, the Court ORDERS Defendant to pay or make arrangements to pay all
fines and court costs as ordered by the Court in this cause.
Execution / Suspension of Sentence (select one)
The Court Orders Defendant's sentence executed.
The Court Orders Defendant's sentence of confinement SUSPENDED. The Court Orders Defendant placed on community
supervision for the adjudged period (above) so long as Defendant abides by and does not violate the terms and conditions of
community supervision. The order setting forth the terms and conditions of community supervision is incorporated into this
judgment by reference.
The Court Orders that Defendant is given credit noted above on this sentence for the time spent incarcerated.
Furthermore, the following special findings or orders apply:
DEFENDANT WAS FOUND GUILTY BY A JURY AND WAS ASSESSED PUNISHMENT OF 70 YEARS TO SERVE IN
THE TEXAS DEPARTMENT OF CORRECTIONS FACILTY TOGETHER WITH A \$8,000.00 FINE.
a
Signed and entered on
V VIAVI
$\frac{\mathbf{X}}{\mathbf{X}}$
JOSE A. LOPEZ 49 TH DISTRICT COURT
JUDGE PRESÍDING
\cdot
V
Clerk:
1 · · · · · · · · · · · · · · · · · · ·

Right Thumbprint

CC: File Copy Important Notation: Please, Make Compally Unit Copies of all of the 899 of FM 632 Enland Expecially my Kenedy. TX 78119 Enland Court Full South Rules & Instructions 3-Bldg C-pod Coll NO.298 THANK YOU. U.S. District Court Southern District of Texas United States Courts PLED Houston, Texas 77208-1010 APR 17 2023 Office Clork - Greetings Number Octave. Clerk of Court Enclosed is a 3-Page Letter Dated: January 31, 2013 which was received on Wednesday, February 8, 2023 RE: Cause NO. 2012 (RNODODI3DI) Case NO. 04-18-00220-CR NOTE: I greatly Question the following to this Here Latter I question the Number 1 at the end of Cause NO. which Noted in Commass AND Also, the Word Cause in legal law Grand Tuckdent where my arrest was Cait Incident where my arrest was OCT 23, 2011 So, it Chould be Cause NO. 2011 Right or Whang ! Also, Important and Robosent are the Following Hore Dates: OA, File # DV -12-00089 18+ Booking NO. 2011-8834 TRN No. 9127557596 Arrest NO. 83 Told Duration Feb 26, 2018 march 5, 2018 TOLD Time Steet States 211912012 But Stood Be greto 10/23/2011; I Believe 211912012 But Stood Belgreto		Tuesday, April 4,2023
Notation: Please make Copies of all of the 899 FM 632 Entered toperate, my Kenedy, Tx 78/19 Entered tetter and miled-it Current House to me with Court Rules & Instructions 3-13/19 C-pod Coll NO. 29B THANK YOU. U.S. District Court Southern District of Texas United States Courts PLO. Box G1010 Houston, Texas 77208-1010 APR 07 2023 Office Clork—Greetings Nethern Octobers, Clork of Court Enclosed is a 3-Page Letter Dated: January 31, 2023 which was received on Wednesday, February 8, 2023 RE: Cause NO. 2012 (RNO00013D1) Case NO. 04-18-00220-CR NOTE: I greatly Question the Following to this Here Letter I question the Number 1 at the end of Cause NO. which Noted in Commas And Also, the word cause in Legal Law Books state that it means the Dates Caid Incident where my anest was Oct 23, 2011 SO it Should be Cause NO. 2011 Right of Whong Parest Also, Impertant and Rolewent are the following Here Dates: O.A. File # DV-12-00089 15+ Booking NO. 2011-8834 2nd Booking NO. 2013-68 TRN NO. 9127557596 March 5, 2018 Tual Duration: Feb 26, 2018—March 5, 2018		7, 7, 7
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Southern District of Texas P.O. BOX 61010 PROTORES Houston, Texas 77208-1010 APR 07 2023 Office Clark - Greetings Nothen District of Texas FILED Houston, Texas 77208-1010 APR 07 2023 Office Clark - Greetings Nothen Ochsner, Clark of Court Enclosed is a 3-Page Letter Dated. January 31, 2023 which was received on Wednesday, February 8, 2023 RE: Cause NO. 2012 CRNOODO13D(1) Case NO. 04-18-00220-CR NOTE: I greatly Question the Following to this Here Lotter I question the Number 1 at the end of Cause NO. which Noted in Commass AND Also, the word raise in legal aw Booky states that it means the Date of Said Trickent where my arrest was OCT 23, 2011 SO, it Usnay for Ulrang, I Also, Impertant and Relevant are the Following Here Dates: D.A. File # DV-12-00089 15+ Booking NO. 2011-8834 2nd Booking NO. 2013-68 TRN NO. 9127557596 Arrest NO. 83 TOCT Time Sheet STATES 21912012 Byt SHould Be and	17/1/01/ 100	
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P.O. BOX 61010 Houston, Texas 77208-1010 APR 07 2023 Office Clork — Greetings Nathen Ochsner, Cherk of Court Enclosed is a 3-Page Letter Dated: January 31, 2023 which was received on Wednesday, Februarez 8, 2023 RE: (ause NO. 2012 (RN000013D1) Case NO. 04-18-00220-CR NOTE: I greatly Question the Following to this Here Lotter I question the Number 1 at the end of Cause NO. which Noted in Commas: AND Also, the wind Noted in Commas: AND Also, the wind Cause in Legal law Books states that it means the Date of Said Incident where my arest was OCT 23, 2011 SO, it Should be Cause NO. 2011 Right or Whong, I Also, Important and Relevant are the Following Here Dates: O.A. File # DV-12-00089 15+ Booking NO. 2011-8834 2nd Booking NO. 2013-68 TRN NO. 9127557596 Arrest NO. 83 TUCT Time Sheet STATES 219/2012 Byt SHould Beaugh	Southern District of Texas	United States Courts Southern District of Texas
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Gilberto Tello #2182783 Connally Unit 899 FM 632 Kenedy Texas 78119

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United States Courts Southern District of Texas FILED

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Southern District of Texas P.O. BOX 61010

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